

This Page Is Inserted by IFW Operations  
and is not a part of the Official Record

## **BEST AVAILABLE IMAGES**

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images may include (but are not limited to):

- BLACK BORDERS
- TEXT CUT OFF AT TOP, BOTTOM OR SIDES
- FADED TEXT
- ILLEGIBLE TEXT
- SKEWED/SLANTED IMAGES
- COLORED PHOTOS
- BLACK OR VERY BLACK AND WHITE DARK PHOTOS
- GRAY SCALE DOCUMENTS

**IMAGES ARE BEST AVAILABLE COPY.**

**As rescanning documents *will not* correct images,  
please do not report the images to the  
Image Problem Mailbox.**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF : De Ronde et al  
SERIAL NO. : 09/807,391  
FILED : 04/12/01  
FOR : TRANSFORMATION PROCESS  
ATTORNEY DOCKET NO. : 1930-A-PCT-US

Assistant Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 222313-1450

**ATTENTION:**      **Refund Section, Accounting Division**  
                         **Office of Finance**

**REQUEST FOR REFUND**

Dear Sir:

Applicant hereby requests a refund in the amount of \$55 which was submitted as payment for requesting an extension of time within which to respond to an office action. It has been determined by the Examiner that the Advisory Action of 08/12/03 set an incorrect period of time for response and consequently the Applicant should not have had to pay for an extension of time. Applicant encloses a copy of the Examiner's amendment regarding this situation.

Please deposit the refund into SAND & SEBOLT's Deposit Account No. 19-0083.

Respectfully submitted,

SAND & SEBOLT



Joseph A. Sebolt  
Reg. No. 35,352

SAND & SEBOLT  
Aegis Tower, Suite 1100  
4940 Munson Street, NW  
Canton, OH 44718-3615  
(330) 244-1174

JAS/ff  
Enclosure - Copy of Examiner's Amendment

PATENT & TRADEMARK OFFICE  
JAN 21 2004  
US MAIL SERVICE  
CENTRAL

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to  
Assistant Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 222313-1450

on this 21<sup>st</sup> day of Jan., 2004.

  
\_\_\_\_\_  
Tiffany Godfrey



Application/Control Number: 09/807,391  
Art Unit: 1638

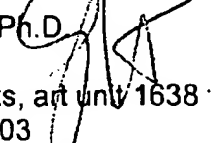
PAGE 2 Page 2

#### ACKNOWLEDGEMENT

The Office acknowledges receipt of Applicant's Request for correction of Advisory Action, filed 11 September 2003. The Office acknowledges that the Period of Reply in the advisory action of 7 August 2003 was incorrectly set at 3 months from the date of mailing date of the final rejection, 9 April 2003. The Period of Reply should have been set as 2 months from the date of mailing of the final rejection.

Applicant is encouraged to file a request for refund of additional fees paid.

Georgia Helmer Ph.D.  
Patent Examiner  
Transgenic Plants, art unit 1638  
17 December 2003



**PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)  
(Small Entity)**

Docket No.  
1930-A-PCT-US

In Re Application Of: **DE RONDE et al**

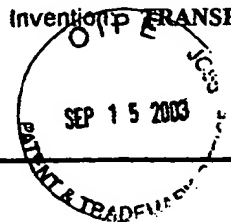
Serial No.  
09/807,391

Filing Date  
04/12/01

Examiner  
Georgia L. Helmer

Group Art Unit  
1638

Invention: **TRANSFORMATION PROCESS**



**TO THE COMMISSIONER FOR PATENTS:**

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of 08/12/03 in the above-identified application.  
*Date*

The requested extension is as follows (check time period desired):

☒ One month    ☐ Two months    ☐ Three months    ☐ Four months    ☐ Five months

from: 08/12/03 until: 09/12/03  
*Date* *Date*

A verified statement of small entity status as a small entity under 37 CFR 1.27:

- ☐ is enclosed.  
☒ has already been filed in this application.

The fee for the extension of time is \$55 and is to be paid as follows:

- ☒ A check in the amount of the fee is enclosed.  
☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 19-0083  
☒ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 19-0083.

*Signature*

Dated: 9.11.03

Joseph A. Sebolt, Reg. No. 35,352  
SAND & SEBOLT  
Aegis Tower, Suite 1100  
4940 Munson Street, NW  
Canton, Ohio 44718-3615

09/16/2003 DTESSEN1 00000134 09807391

02 FC:2251 35.00 OP

Adjustment date: 02/02/2004 SDIRETA1  
09/16/2003 DTESSEN1 00000134 09807391 -55.00 OP  
02 FC:2251 CC:

I certify that this document and fee is being deposited on 9-11-03 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

*Signature of Person Mailing Correspondence*

**Jodi L. Ruegg**

*Typed or Printed Name of Person Mailing Correspondence*

Repl. Ref: 02/02/2004 SDIRETA1 0012550800  
DAH:190083 Name/Number:09807391  
FC: 9204 \$55.00 CR

P12SMALL/REV05